

Serial No.: 10/614,322  
Attorney Docket No.: 10016217-1

**REMARKS**

The above-identified Office Action dated April 11, 2007, contained a final rejection of claims 1-11 and 13-19. Claims 1, 9 and 15 have been amended in an effort to clarify these claims. Therefore, the Applicants submit that a new search will **not** be required by the Examiner. As such, the foregoing amendments to the claims and the remarks below are intended to place the case in condition for allowance, or alternately in better form for consideration on appeal under 37 CFR 1.116. Thus, it is respectfully requested that the amendments to claim 1 be entered despite the finality of the present rejection.

The Office action rejected claims 1-11 and 13-19 under 35 U.S.C. § 112, second paragraph, as being indefinite. On pages 2 and 3 of the Final Office Action, the Examiner pointed to specific limitations of the independent claims where clarification was requested. However, the Examiner stated that claims 1-11 and 13-19 would be allowable if rewritten or amended to overcome the rejection under 35 U.S.C. § 112, second paragraph.

In response, the Applicants have amended the independent claims as suggested by the Examiner. Specifically, the Applicants have clarified the accelerometer, inertial element, cantilever and electrostatic plates, which were all previously presented in original and previous claims 1, 9, 15, 19 and 20. Consequently, the Applicants respectfully submit that a new search will **not** be required and that the rejections of the claims under 35 U.S.C. § 112, second paragraph are overcome.

Further, with regard to the dependent claims, since they depend from the above-argued respective independent claims, they are therefore patentable on the same basis. (MPEP § 2143.03).

As the foregoing amendments to the claims do not raise new issues, it is the Applicant's position that they are entitled to have the changes entered to place this case in condition for allowance, or alternately, in better condition for consideration on appeal

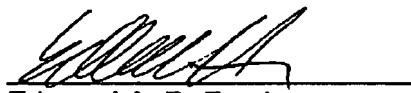
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under 37 CFR 1.116. It is, therefore, respectfully requested that the changes to the claims be entered despite the finality of the present rejection.

Thus, it is respectfully requested that the claims be allowed based on the amendments and arguments. As such, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. Additionally, in an effort to further the prosecution of the subject application, the Applicant kindly requests the Examiner to telephone the Applicant's attorney at (818) 885-1575. Please note that all mail correspondence should continue to be directed to:

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Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, CO 80527-2400

Respectfully submitted,  
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